



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3000 MARINE CORPS PENTAGON
WASHINGTON, DC 20350-3000

5720
ARSF-F2
April 4, 2013

MR MICHAEL MORISY
C/O MUCKROCK NEWS
DEPT MR 2552
PO BOX 55819
BOSTON MA 02205-5819

Dear Mr. Morisy:

SUBJECT: YOUR FREEDOM OF INFORMATION ACT (FOIA) REQUEST, FILE
NUMBER USMC-HQ 2013F010192

This is in response to your January 22, 2013, FOIA request seeking a copy of the backing track used during Beyoncé's Inauguration performance, as well as copies of other backing tracks created in preparation for Inauguration events, whether or not they were actually used. Your request was controlled under file number **USMC-HQ 2013F010192**.

We initiated a search of the files maintained by the Marine Band, which identified 36 music tracks as responsive to your request. Upon review, we have determined that the tracks are releasable. At the enclosures, please find two CD's and the list of the songs contained on those CD's.

Please be advised that the recorded sound of the Marine Band is in the public domain and as such is provided per the FOIA request. However, even though the Marine Band's sound is in the public domain, the musical selections still may have copyright encumbrances attached to them. It is entirely the requestor's responsibility to give all necessary notices, acquire all copyright clearances, and pay all required fees as necessary for any use of copyrighted music. Every music title should be researched. We cannot relieve anyone of their responsibility to obtain licenses or permission from the various copyright holders and/or music publishers involved. Neither the Marine Corps nor the Marine Band accepts any responsibility for any use of Marine Band sound other than our own distribution.

In addition, please note that Ms. Beyoncé Knowles-Carter's vocals/music do not belong to the Marine Corps. Therefore, you will have to send your request directly to Ms. Knowles-Carter's attorney, Mr. Jordan W. Siev, Esq., ReedSmith LLP, 599 Lexington Avenue, New York, New York 10022. You may contact Mr. Siev by email: jsiev@reedsmith.com; office phone: (212) 205-6085; cell phone: (917) 371-6206; or fax: (212) 521-5450.

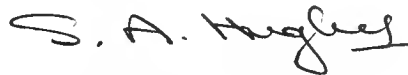
We have categorized you as an "other requester" for the purpose of assessing FOIA processing fees. As such, you are entitled to two hours of search time and 100 pages of duplication free of charge but are responsible for the payment of any fees beyond that. In this instance, the applicable fees did not exceed your free entitlement so there is no charge for processing this request.

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Questions concerning this action should be directed to Ms. Barbara Gonzalez of my staff at (571) 256-8636 or (703) 614-4008, or via email to smb.hqmc.foia@usmc.mil or fax at (703) 614-6287. Please reference the file number in the subject line above.

Finally, please note that I am the official responsible for this determination. Should you have questions or concerns, you may contact me at (703) 614-4008.

Sincerely,

A handwritten signature in black ink, appearing to read "S. A. Hughes". The signature is fluid and cursive, with a long horizontal stroke at the end.

S. A. HUGHES
Head, FOIA/PA Section

Enclosures

<u>CD</u>	<u>Track #</u>	<u>Name</u>
1	1	Liberty Fanfare
1	2	Washingtons Grand March
1	3	Jeffersons March
1	4	The Diplomat
1	5	Solid Men to the Front
1	6	Amazing Grace
1	7	The Liberty Bell
1	8	Shaker Song and Hymn
1	9	Americans We
1	10	Let Freedom Ring
1	11	Yankee Doodle
1	12	The Gridiron
1	13	God of Our Fathers
1	14	Sabre and Spurs
1	15	Trio National Emblem
1	16	Glory of the Yankee Navy
1	17	Chant and Jubilo
1	18	Beau Ideal
1	19	Fairest of the Fair
1	20	Fairest of the Fair
1	21	Hail Columbia
1	22	El Captain
1	23	Hail to the Chief
1	24	Man of the Hour
1	25	America Bank Track
1	26	Star Spangled Banner Band Track
1	27	Stars and Stripes Forever
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2	1	The Bride Elect
2	2	The High School Cadets
2	3	His Honor
2	4	Black Horse Troop
2	5	New Colonial March
2	6	Colossus of Columbia
2	7	The Boys of the Old Brigade
2	8	Washington Post
2	9	Hands Across the Sea

ENCLOSURES